IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

MONDAY, THE 17TH JULY 2006 / 26TH ASHADHA,1928

Bail Appl..No. 4279 of 2006

CMP.7585/2006 of J.M.F.C-I,KOTTARAKKARA
(CRIME NO.117/2006 OF EXCISE RANGE, KOTTARAKKARA)

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PETITIONERS/ACCUSED

OMANAKUTTAN,
S/O.DAMODARAN, CHARUVILA VEEDU,
VAKKANADU MURI,
KAREEPRA VILLAGE, KOTTARAKKARA.

BY ADV. SRI.D.JAYACHANDRAN

RESPONDENTS: COMPLAINANT

STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR K. RAVIKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 17/07/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A.4279/2006

DATED THIS THE 17TH DAY OF JULY, 2006

O R D E R

The petitioner was arrested with six liters of illicit arrack, on 24.6.2006, by the Inspector of Excise Range, Kottarakkara, who registered C.R.No.117/2006 under Section 8(1) & 8(2) of the Abkari Act. The petitioner remains in judicial custody. Hence this application, under Section 439 Cr.P.C.

2. After considering the submissions made by the learned counsel as well as the learned Public Prosecutor, I grant bail and release the petitioner from jail, subject to the following conditions:-

(a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class-I, Kottarakkara.

(b). The petitioner shall report before the investigating officer of Kottarakkara Excise Range, once in a week, on every Friday, between 10.00 a.m and 11.00 a.m., for a period of two months, starting from 21.7.2006.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs